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TROVER — RETURN OF CHATTEL — DAMAGES. — An action for the wrongful conversion of a certificate of stock cannot be continued, after the return of the certificate to the plaintiff and his acceptance thereof, to recover damages for his time, trouble, and expense in obtaining it, as the extinguishment of the conversion carries with it the damages resulting therefrom. *Collins v. Lowry*, 47 N. W. Rep. 612 (Wis.).

TRUSTS — CONTRACT FOR SALE OF LAND — RIGHT OF VENDEE. — The plaintiff contracted with the defendant for the sale of land. Before the deed was delivered to the plaintiff the land was taken by a railroad company under the right of eminent domain. *Held*, that the plaintiff must pay to the defendant the contract price of the land; and that he would be entitled to recover condemnation damages from the railroad company. *Gammon v. Blaisdell*, 25 Pac. Rep. 580 (Kan.).

TRUSTS — CONVEYANCE TAKEN BY AGENT — STATUTE OF FRAUDS. — *Held*, if a principal employs an agent by parol to purchase property, and the agent purchases in his own name, with his own money, and takes a conveyance to himself and denies the agency: to an action by the principal against the agent, seeking a conveyance to himself, section 7 of the Statute of Frauds still affords a good defence. *James v. Smith* [1891], 1 Ch. 384 (Eng.).

This decision is opposed to the doctrine generally accepted in America, that this is a constructive trust, and the statute has no application. See *Rose v. Hayden*, 36 Kan. 106; but see *Burden v. Sheridan*, 36 Ia. 125, *contra*.

It is also opposed to what has been thought to be the law in England; the case of *Bartlett v. Pickersgill*, 4 East, 577, which it follows, having been treated as overruled.

TRUSTS — VOLUNTARY SETTLEMENT. — By a voluntary deed of settlement containing full powers of attorney to collect and sue, P. assigned to M. four specialty debts secured by bills of sale. There was no express assignment of the bills of sale, or of the goods comprised therein. Before his death P. received payment of these debts. *Held*, M. could prove against P.'s estate for the amount of these debts. *In re Patrick* [1891], 1 Ch. 82, Ct. of App. (Eng.).

REVIEWS.

A TREATISE ON THE LAW OF JUDGMENTS, INCLUDING THE DOCTRINE OF RES JUDICATA. By Henry Campbell Black. In two volumes. St. Paul, Minn.: West Publishing Co., 1891. 8vo. pp. xcii and 1270.

This book is the latest, largest, and — we feel safe in saying — is destined to become the most satisfactory to the profession, of all the present treatises on this general subject. The work gives evidence throughout of accurate and exhaustive research. It is, first and foremost, a practical book of reference, with a copious and well-ordered index. The chief object is to state the law as it is, and not as it has been or should be. The growth of a particular doctrine is traced only when necessary to explain a present conflict of authority — as in the discussion of the Conclusiveness of Foreign Judgments. Where the law in the different States is in square conflict, the author's conclusions are stated boldly, and well supported, but not at excessive length, an admirable sense of proportion being shown in all parts of the book.

Especially commendable is the treatment of the difficult subject of Estoppel by Record, in which, as the preface states, "the apparent confusion arises, not so much from any real contradiction or obscurity in the authorities, as from the infinite variety exhibited in the facts of the different

cases, and the necessity of making nice discriminations in the principles to be applied." That Mr. Black has so used his unusual faculty of minute examination and methodical arrangement as to free this branch of his subject from much of the vagueness which before encompassed it, an examination of the chapter dealing with this troublesome topic will amply prove. We commend this work to the profession as an exhaustive and entirely reliable book of reference. W. B.

LEADING ARTICLES IN EXCHANGES.

The Green Bag. Vol. 3. Boston Book Co.

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American Law Register. Vol. 30. D. B. Canfield Co., Phila.

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Law Journal. Vol. 26.

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No. 1312. "Law Journal Reports" for March. Financing an Exhibition. II. Progress of Legislation.

Irish Law Times and Solicitor's Journal. Vol. 25. Dublin.

No. 1257. The New Rules of Practice: Writs of Summons.

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No. 1259. Strikes preventing Performance of Contracts.

The Canada Law Journal. Vol. 27.

J. E. Bryant & Co., Toronto.

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Criminal Law Magazine. Vol. 13. F. D. Linn & Co., Jersey City, N. J.

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Columbia Law Times. Vol. 4.

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